JOURNAL OF THE SENATE

NINETY-FIRST SESSION

STATE OF SOUTH DAKOTA Senate Chamber, Pierre Tuesday, January 12, 2016

BE IT REMEMBERED, That on the twelfth day of January, A.D., two thousand sixteen, at the hour of twelve o'clock meridian, being the date and hour fixed by the Constitution of the State of South Dakota, for the convening of the Legislature, the Ninety-first regular session of the Senate of the State of South Dakota was called to order by Lieutenant Governor Matt Michels in the Senate Chamber in the Capitol, in the City of Pierre, the seat of our government.

The following prayer was offered by the Chaplain, Larry Cass, Pierre/Ft. Pierre Ministerial Association:

God of the ages, these senators are starting a new work with this first day of the 2016 Legislative Session. We are thankful for the variety of skills, ideas and dreams that each senator brings to this body.

My prayer is that as they begin the work to be accomplished, the final outcome will be the best for this state and all of its constituents.

On the first day of session, may God bless each and every senator and all who will be presenting to this body during the next thirty-eight days.

God be with each of you. Amen.

The Pledge of Allegiance to the flag of the United States was led by Senate page Steven Diaconu.

Unless there is an objection, we will place the Secretary of State's certification of members of the Senate for the 2016 Legislative Session in the record without reading,

Hearing no objections, certification is submitted.

1 2 3 4	I, SHANTEL KREBS, Secretary of State of the state of that the following members, having been duly elected to the on November 4, 2014, are hereby certified as members Legislative Sessions:	Senate at the general election held
5 6	District No. 1 Brown, Day, Marshall and Roberts Counties Jason E. Frerichs, Wilmot	
7 8	District No. 2 Brown, Clark, Hamlin and Spink Counties Brock L. Greenfield, Clark	
9 10	District No. 3 Brown County David Novstrup, Aberdeen	
11 12	District No. 4 Brookings, Codington, Deuel and Grant Cou Jim Peterson, Revillo	unties
13 14	District No. 5 Codington County Ried Holien, Watertown	
15 16	District No. 6 Lincoln County Ernie Otten, Tea	
17 18	District No. 7 Brookings County Larry Tidemann, Brookings	
19 20	District No. 8 Lake, Miner, Moody and Sanborn Counties Scott Parsley, Madison	
21 22	District No. 9 Minnehaha County Deb Peters, Hartford	
23 24	District No. 10 Minnehaha County Jenna Haggar, Sioux Falls	
25 26	District No. 11 Minnehaha County David M. Omdahl, Sioux Falls	
27 28	District No. 12 Lincoln and Minnehaha Counties Blake Curd, Sioux Falls	
29 30	District No. 13 Lincoln and Minnehaha Counties Phyllis M. Heineman, Sioux Falls	
31 32	District No. 14 Minnehaha County Deb Soholt, Sioux Falls	

1 2	District No. 15	Minnehaha County Angie Buhl O'Donnell, Sioux Falls
3 4	District No. 17	Clay and Turner Counties Arthur L. Rusch, Vermillion
5 6	District No. 18	Yankton County Bernie Hunhoff, Yankton
7 8	District No. 19	Bon Homme, Douglas, Hanson, Hutchinson and McCook Counties Bill L. Van Gerpen, Tyndall
9 10	District No. 20	Aurora, Davison and Jerauld Counties Mike Vehle, Mitchell
11 12	District No. 21	Bon Homme, Charles Mix, Gregory and Tripp Counties Billie H. Sutton, Burke
13 14	District No. 22	Beadle and Kingsbury Counties Jim White, Huron
15 16 17	District No. 23	Campbell, Edmunds, Faulk, Hand, McPherson, Potter, Spink and Walworth Counties Corey Brown, Gettysburg
18 19	District No. 24	Hughes, Hyde, Stanley and Sully Counties Jeff Monroe, Pierre
20 21	District No. 26	Brule, Buffalo, Jones, Lyman, Mellette and Todd Counties Troy E. Heinert, Mission
22 23	District No. 27	Bennett, Haakon, Jackson, Oglala Lakota and Pennington Counties Jim Bradford, Pine Ridge
24 25	District No. 28	Butte, Corson, Dewey, Harding, Perkins and Ziebach Counties Betty Olson, Prairie City
26 27	District No. 29	Butte, Meade and Pennington Counties Gary L. Cammack, Union Center
28 29	District No. 30	Custer, Fall River and Pennington Counties Bruce Rampelberg, Rapid City
30 31	District No. 31	Lawrence County Bob Ewing, Spearfish
32 33	District No. 32	Pennington County Alan D. Solano, Rapid City

1 2	District No. 33 Meade and Pennington Counties Phil Jensen, Rapid City
3 4	District No. 34 Pennington County Craig Tieszen, Rapid City
5 6	District No. 35 Pennington County Terri Haverly, Rapid City
7 8	I further testify that the following have been appointed by the Honorable Dennis Daugaard, Governor of the state of South Dakota:
9 10 11	District No. 16 Lincoln and Union Counties William Shorma, Dakota Dunes, appointed May 1, 2015, to fill the unexpired term of Dan Lederman.
12 13 14	District No. 25 Minnehaha County Scott Fiegen, Dell Rapids, appointed May 8, 2015, to fill the unexpired term of Tim Rave.
15 16	IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Great Seal of the state of South Dakota, this 12 th day of January, 2016.
17 18	(SEAL) Shantel Krebs Secretary of State
19 20	The oath of office was administered to Senator Scott Fiegen on May 9, 2015 by the Honorable David Gilbertson, Chief Justice of the Supreme Court of the state of South Dakota.
21 22	The oath of office was administered to Senator William J. Shorma on May 9, 2015 by the Honorable David Gilbertson, Chief Justice of the Supreme Court of the state of South Dakota.
23	Roll Call: All members present except Sens. Frerichs and Rampelberg.
24	MOTIONS AND RESOLUTIONS
25	Sen. Brown moved that the Senate do now proceed with the organization of the Senate.
26	Which motion prevailed.
27 28	Sen. Brown moved that Sen. Gary Cammack be elected President Pro tempore of the Senate for the Ninety-first Legislative Session.

5 The question being on Sen. Brown's motion that Sen. Cammack be elected President Pro 1 2 tempore of the Senate of the Ninety-first Legislative Session. 3 And the roll being called: Yeas 29, Nays 4, Excused 2, Absent 0 4 5 Yeas: Bradford; Brown; Buhl O'Donnell; Cammack; Curd; Fiegen; Greenfield (Brock); Haggar 6 (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Monroe; Novstrup 7 (David); Olson; Otten (Ernie); Parsley; Peters; Peterson (Jim); Rusch; Shorma; Soholt; Solano; 8 9 Sutton; Tidemann; Tieszen; Vehle; White 10 Nays: 11 Ewing; Jensen (Phil); Omdahl; Van Gerpen 12 Excused: 13 Frerichs; Rampelberg 14 So the motion having received an affirmative vote of a majority of the members-elect, the 15 President declared the motion carried. 16 The oath of office was administered by the Honorable Janine M. Kern, Justice 17 of the Supreme Court of the State of South Dakota, to President Pro tempore Sen. Cammack. 18 Which was subscribed to and placed on file in the office of the Secretary of State. 19 Sen. Brown moved that Kay Johnson be elected Secretary of the Senate for the Ninety-first Legislative Session. 20 21 The question being on Sen. Brown's motion that Kay Johnson be elected Secretary of the 22 Senate for the Ninety-first Legislative Session. 23 And the roll being called: 24 Yeas 33, Nays 0, Excused 2, Absent 0 25 Yeas:

Bradford; Brown; Buhl O'Donnell; Cammack; Curd; Ewing; Fiegen; Greenfield (Brock);

Haggar (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen (Phil);

Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson (Jim); Rusch; Shorma; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; White

30 Excused:

26

27

28

29

31 Frerichs; Rampelberg

So the motion having received an affirmative vote of a majority of the members-elect, the 1 2 President declared the motion carried. 3 The oath of office was administered by the Honorable Janine M. Kern, Justice of the 4 Supreme Court of the State of South Dakota, to Secretary of the Senate Kay Johnson. 5 Which was subscribed to and placed on file in the office of the Secretary of State. 6 Unless there is an objection, we will waive the reading of the appointments of the 7 employees of the Senate for the Ninety-first Legislative Session. 8 Hearing no objection, the reading was waived. 9 The President announced the appointment of the following named persons as employees of the Senate for the Ninety-first Legislative Session: 10 11 First Assistant to the Secretary – Judy Rapp 12 Second Assistant to the Secretary – Jill Wellhouse 13 Third Assistant to the Secretary – Beverly Ingle 14 Secretary to the President Pro Tempore – Rena Ortbahn 15 Secretary to the Majority Leader – Christina Quiett 16 Secretary to the Minority Leader – Kim Forgey 17 Appropriations Secretary – Barbara Bjorneberg 18 Committee Secretaries – Lois Henry, Mary Kirk, Mona Oehlerking, Marilyn Seymour 19 Sergeant at Arms – Dave Bonde 20 Assistant Sergeants at Arms – Tom Dravland, Gary Hoscheid 21 Pages (1st term) - Steven Diaconu, Erin Haase, Erica Kitchenmaster, Hannah Lopes, 22 Alexis McCarvel, Sarah McClure, Ben Williams, Jessica Zempel 23 Pages (2nd term) - Ruth Burkhalter, Hannah Cleveland, Mallory Gauer, Hannah 24 Gruenwald, Alexendra Hansen, Layne Hohn, Rylee Homandberg, Kathryn Paulson, Elizabeth Petersen, Molly Walker 25 26 Pages (3rd term) – Katherine Bogue, Ryder Heitz, Grace Jensen, Jessica Johnson, Haley 27 Ketteler, Emily Schmitz, Autumn Simon, Lacy Steiger, Melissa Wollman

1 2 3	Pages (4th term) – Kallie Carey, John Eilertson, Joanna Hancock, Trey Jones, Kassidy Kitzmiller, Lynsey Klunder, Shale Kramme, Zachary Renshaw, Andrew Silva, Megan Simon, Joshua Weinheimer
4 5	Pages (5th term) – Marissa Cruse, Alicia Hanson, Tea Hill, Kayli Kjerstad, Jackson Neal, Shauna Pauli, Ryan Solberg, Lauren Soulek, Rebekah Tuchscherer
6 7 8	Legislative Interns – Catherine Dougherty, Matilyn Kerr, Jamie Mundwiler, Thea Rave, Michael Schliewe, Jacob Sutton, Taige Tople, Thayme Watson, Jonathan Wieger
9	Legislative Aide – Ciaran Glynn
10 11	The oath of office was administered by the Honorable Janine M. Kern, Justice of the Supreme Court of the State of South Dakota, to the following named employees:
12	First Assistant to the Secretary – Judy Rapp
13	Second Assistant to the Secretary – Jill Wellhouse
14	Third Assistant to the Secretary – Beverly Ingle
15	Secretary to the President Pro Tempore – Rena Ortbahn
16	Secretary to the Majority Leader – Christina Quiett
17	Secretary to the Minority Leader – Kim Forgey
18	Appropriations Secretary – Barbara Bjorneberg
19	Committee Secretaries - Lois Henry, Mary Kirk, Mona Oehlerking, Marilyn Seymour
20	Sergeant at Arms – Dave Bonde
21	Assistant Sergeants at Arms – Tom Dravland, Gary Hoscheid
22 23	Pages (1st term) – Steven Diaconu, Erin Haase, Erica Kitchenmaster, Hannah Lopes, Alexis McCarvel, Sarah McClure, Ben Williams, Jessica Zempel
24 25 26	Legislative Interns – Catherine Dougherty, Matilyn Kerr, Jamie Mundwiler, Thea Rave, Michael Schliewe, Jacob Sutton, Taige Tople, Thayme Watson, Jonathan Wieger
27	Legislative Aide – Ciaran Glynn
28	Which was subscribed to and placed on file in the office of the Secretary of State.

Sen. Brown moved that the permanent joint rules and the permanent Senate rules of the 1 2 Ninetieth Legislative Session be adopted as the temporary joint rules and temporary Senate 3 rules for the Ninety-first Legislative Session. 4 The question being on Sen. Brown's motion that the permanent joint rules and the 5 permanent Senate rules of the Ninetieth Legislative Session be adopted as the temporary 6 joint rules and temporary Senate rules for the Ninety-first Legislative Session. 7 And the roll being called: 8 Yeas 33, Nays 0, Excused 2, Absent 0 9 Yeas: 10 Bradford; Brown; Buhl O'Donnell; Cammack; Curd; Ewing; Fiegen; Greenfield (Brock); Haggar (Jenna); Haverly; Heineman (Phyllis); Heinert; Holien; Hunhoff (Bernie); Jensen 11 12 (Phil); Monroe; Novstrup (David); Olson; Omdahl; Otten (Ernie); Parsley; Peters; Peterson (Jim); Rusch; Shorma; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; 13 14 White Excused: 15 16 Frerichs; Rampelberg 17 So the motion having received an affirmative vote of a majority of the members-elect, 18 the President declared the motion carried. 19 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet 20 with a like committee on the part of the House to arrange for a Joint Session of the two houses 21 to receive the message of the Governor. 22 Which motion prevailed and the President announced as such committee Sens. Cammack, 23 Brown, and Sutton. 24 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet with a like committee on the part of the House to notify the Governor that the Legislature is 25 26 duly organized and ready to meet in Joint Session to receive any communications he may desire 27 to make. 28 Which motion prevailed and the President announced as such committee Sens. Cammack, 29 Brown, and Sutton. 30 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet 31 with a like committee on the part of the House relative to the Joint Rules for the Ninety-first Legislative Session. 32

Which motion prevailed and the President announced as such committee Sens. Cammack, 1 2 Brown, and Sutton. 3 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet with a like committee on the part of the House to arrange for legislative days for the members, 4 5 officers, and employees of the Senate and the House. 6 Which motion prevailed and the President announced as such committee Sens. Cammack, Brown, and Sutton. 7 8 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet 9 with a like committee on the part of the House for the purpose of setting the compensation schedule of the elective and appointive officers and employees of the Senate and House for the 10 Ninety-first Legislative Session, pursuant to SDCL 2-5-8, with the full power to act, and that 11 such compensation schedule be filed with the Director of the Legislative Research Council and 12 13 the State Auditor. 14 Which motion prevailed and the President announced as such committee Sens. Cammack, 15 Brown, and Sutton. 16 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet with a like committee on the part of the House for the purpose of conferring with the Director 17 18 of the Legislative Research Council in regard to making arrangements for the distribution of the official directory, Senate and House journals, and bills and other legislative printing for the 19 two houses and the state offices, with the full power to act. 20 21 Which motion prevailed and the President announced as such committee Sens. White, Holien, and Heinert. 22 23 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet with a like committee on the part of the House relative to securing chaplains for the Ninety-first 24 25 Legislative Session. 26 Which motion prevailed and the President announced as such committee Sens. Van 27 Gerpen, Cammack, and Parsley. 28 Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet

Which motion prevailed and the President announced as such committee Sens. Vehle, Heineman, and Bradford.

recognition of deceased former members of the Senate and House.

with a committee of four on the part of the House for the purpose of arranging a memorial

29

30

1 2 3 4	Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet with a like committee on the part of the House to arrange for a Joint Session of the Senate and House of Representatives to receive a message from the Honorable David Gilbertson, Chief Justice of the Supreme Court.
5 6	Which motion prevailed and the President announced as such committee Sens. Cammack, Brown, and Sutton.
7 8 9	Sen. Brown moved that a committee of three on the part of the Senate be appointed to meet with a like committee on the part of the House to make arrangements for the Joint Session to hear the message from a Tribal Chairman on the state of the Tribes.
10 11	Which motion prevailed and the President announced as such committee Sens. Cammack, Brown, and Heinert.
12 13	Sen. Brown moved that when we adjourn today, we adjourn to convene at 12:30 p.m. on Wednesday, January 13, the 2 nd legislative day.
14	Which motion prevailed.
15 16	Unless there is an objection, we will waive the reading of the President's Appointment of Standing Committees.
17	Hearing no objection, the reading was waived.
18	The President announced the appointment of the following standing committees:
19	** Denotes Chair
20 21 22	**Cammack, *Olson, Ewing, Jensen (Phil), Rampelberg, Rusch, Vehle, Frerichs, Petersen (Jim)
23 24 25	**Peters, *Tidemann, Haverly, Heineman (Phyllis), Omdahl, Van Gerpen, White, Buhl O'Donnell, Parsley
26 27 28	Commerce and Energy (7) **Curd, *Greenfield (Brock), Hagger (Jenna), Novstrup (David), Shorma, Bradford, Sutton
29 30	**Soholt, *Solano, Curd, Greenfield (Brock), Rampelberg, Frerichs, Hunhoff (Bernie)

32 33

1 2	Government Operations and Audit (5) **Tidemann, *Heineman (Phyllis), Novstrup (David), Peters, Sutton
3 4	Health and Human Services (7) **Rampelberg, *Rusch, Curd, Jensen (Phil), Shorma, Bradford, Heinert
5 6	Judiciary (7) **Tieszen, *Novstrup (David), Monroe, Rusch, Vehle, Bradford, Heinert
7 8	Legislative Procedure (7) **Cammack, *Heineman (Phyllis), Brown, Holien, Soholt, Frerichs, Sutton
9 10	Local Government (7) **Ewing, *Holien, Fiegan, Hagger (Jenna), Olson, Heinert, Sutton
11 12	Retirement Laws (5) **Rampelberg, *Jensen (Phil), Tidemann, Hunhoff (Bernie), Petersen (Jim)
13 14 15 16 17	State Affairs (9) **Cammack, *Solano, Brown, Holien, Otten (Ernie), Soholt, Tieszen, Hunhoff (Bernie), Sutton Taxation (7) **Monroe, *Greenfield (Brock), Ewing, Fiegen, Hagger (Jenna), Frerichs, Petersen (Jim)
18 19	Transportation (7) **Vehle, *Monroe, Otten (Ernie), Shorma, Solano, Hunhoff (Bernie), Petersen (Jim)
20	REPORTS OF JOINT-SELECT COMMITTEES
21	MR. PRESIDENT:
22 23 24 25	Your Joint-Select Committee appointed to notify the Governor that the Legislature is duly organized and ready to meet in Joint Session to receive any communications he may desire to transmit respectfully reports that the Governor is ready to appear before the Joint Session to deliver his message.
26 27 28 29 30	Respectfully submitted, G. Mark Mickelson Steve Westra Julie Bartling House Committee Respectfully submitted, Gary Cammack Corey Brown Billie Sutton Senate Committee
31 32	Sen. Brown moved that the report of the Joint-Select Committee relative to notifying the Governor that the Legislature is duly organized and ready to meet in Joint Session to receive

any communications he may desire to make be adopted.

1 Which motion prevailed.

2 Also MR. PRESIDENT:

Your Joint-Select Committee appointed for the purpose of arranging for a Joint Session of the Senate and the House of Representatives to receive the message of the Governor

- 5 respectfully reports:
- That the Senate and the House convene in Joint Session in the Chamber of the House of Representatives at 1:00 p.m., January 12, 2016.
- That the President of the Senate preside over the Joint Session and that the Secretary of the Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.
- That the Justices of the Supreme Court and the elective and appointed officials of the state government be invited to attend the Joint Session.
- That when the message of the Governor has been received, the Joint Session be dissolved.
- That the message of the Governor be printed in the Senate Journal.
- 14 Respectfully submitted, Respectfully submitted,
- 15 G. Mark Mickelson Gary Cammack
- 16 Steve Westra Corey Brown
- 17 Julie Bartling Billie Sutton
- 18 House Committee Senate Committee
- Sen. Brown moved that the report of the Joint-Select Committee relative to arranging for a Joint Session of the two houses to receive the message of the Governor be adopted.
- 20 a some Session of the two nodes to receive the message of the Governor
- Which motion prevailed.
- 22 Also MR. PRESIDENT:
- 23 Your Joint-Select Committee appointed for the purpose of arranging for a Joint Session
- of the Senate and the House of Representatives to receive a message of the Chief Justice of the
- 25 Supreme Court respectfully reports:
- That the Senate and the House convene in Joint Session in the Chamber of the House of
- 27 Representatives at 1:30 p.m., January 13, 2016.
- 28 That the President of the Senate preside over the Joint Session and that the Secretary of the
- 29 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session.

House Committee

31

That the Justices of the Supreme Court, the Governor and elective and appointed officials 1 2 of the state government be invited to attend the Joint Session. 3 That when the message of the Chief Justice has been received, the Joint Session be 4 dissolved. 5 That the message of the Chief Justice be printed in the Senate Journal. Respectfully submitted, Respectfully submitted, 6 Brian Gosch Gary Cammack 7 8 Steve Westra Corey Brown 9 Spencer Hawley Billie Sutton House Committee Senate Committee 10 11 Sen. Brown moved that the report of the Joint-Select Committee relative to arranging for 12 a Joint Session to receive a message from the Chief Justice of the Supreme Court be adopted. 13 Which motion prevailed. 14 Also MR. PRESIDENT: 15 Your Joint-Select Committee appointed for the purpose of arranging for a Joint Session 16 of the Senate and the House of Representatives to receive a message of the State of the Tribes 17 from a Tribal Chairman, respectfully reports: 18 That the Senate and the House convene in Joint Session in the Chamber of the House of 19 Representatives at 1:30 p.m., January 14, 2016. 20 That the President of the Senate preside over the Joint Session and that the Secretary of the 21 Senate and the Chief Clerk of the House of Representatives act as clerks of the Joint Session. 22 That the Justices of the Supreme Court, the Governor and elective and appointed officials 23 of the state government be invited to attend the Joint Session. 24 That when the message of the Tribal Chairman has been received, the Joint Session be 25 dissolved. 26 That the message of the Tribal Chairman be printed in the Senate Journal. Respectfully submitted, Respectfully submitted, 27 Brian Gosch 28 Gary Cammack Corey Brown 29 Steve Westra 30 Spencer Hawley **Troy Heinert**

Senate Committee

Sen. Brown moved that the report of the Joint-Select Committee relative to arranging for a Joint Session to receive the State of the Tribes message from a Tribal Chairman be adopted.

Which motion prevailed.

4

FIRST READING OF SENATE BILLS AND JOINT RESOLUTIONS

- 5 SB 1 Introduced by: Senators Brown, Cammack, Heineman (Phyllis), Omdahl, Parsley,
- 6 Sutton, and White and Representatives Wink, Bolin, Gosch, Haggar (Don), Hawley, Hunt,
- 7 Johns, and Romkema at the request of the Executive Board
- 8 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the Executive
- 9 Board of the Legislative Research Council.
- Was read the first time and referred to the Committee on State Affairs.
- SB 2 Introduced by: Senators Ewing, Haggar (Jenna), Peterson (Jim), and Vehle and
- 12 Representatives Heinemann (Leslie), Conzet, Duvall, Feickert, Klumb, May, and Schaefer at
- 13 the request of the Interim Committee on County Government
- FOR AN ACT ENTITLED, An Act to revise the distribution of the revenue from the
- 15 alcoholic beverage fund.
- Was read the first time and referred to the Committee on Local Government.
- SB 3 Introduced by: Senators Tidemann, Cammack, Peterson (Jim), and Sutton and
- 18 Representatives Qualm, Bartling, Duvall, and Feickert at the request of the Agricultural Land
- 19 Assessment Implementation and Oversight Advisory Task Force
- FOR AN ACT ENTITLED, An Act to revise the income criteria for determining if
- 21 property is classified as agricultural land for property tax purposes.
- Was read the first time and referred to the Committee on Agriculture and Natural
- 23 Resources.
- SB 4 Introduced by: Senators Peterson (Jim), Cammack, Sutton, and Tidemann and
- 25 Representatives Duvall, Bartling, Feickert, and Qualm at the request of the Agricultural Land
- 26 Assessment Implementation and Oversight Advisory Task Force
- FOR AN ACT ENTITLED, An Act to provide for the assessment of certain agricultural
- 28 land as noncropland.

- Was read the first time and referred to the Committee on Agriculture and Natural 1 2 Resources. 3 SB 5 Introduced by: Senators Peters, Buhl O'Donnell, and Otten (Ernie) and Representatives Otten (Herman), Bolin, and Soli at the request of the School District Boundary 4 5 Task Force 6 FOR AN ACT ENTITLED, An Act to revise the procedure to initiate a school district boundary change. 7 8 Was read the first time and referred to the Committee on Education. 9 SB 6 Introduced by: The Committee on State Affairs at the request of the Bureau of 10 Administration 11 FOR AN ACT ENTITLED, An Act to revise certain performance security requirements 12 for public improvement contracts. 13 Was read the first time and referred to the Committee on State Affairs. 14 SB 7 Introduced by: The Committee on Transportation at the request of the Department of Transportation 15 16 FOR AN ACT ENTITLED, An Act to revise the composition of the state trunk highway 17 system. 18 Was read the first time and referred to the Committee on Transportation. 19 SB 8 Introduced by: The Committee on Education at the request of the Department of 20 Education 21 FOR AN ACT ENTITLED, An Act to revise certain provisions regarding background investigations for prospective employees of the postsecondary technical institutes and to 22 23 transfer certain funds regarding postsecondary technical credentialing. 24 Was read the first time and referred to the Committee on Education. 25 SB 9 Introduced by: The Committee on Education at the request of the Department of Education 26
- FOR AN ACT ENTITLED, An Act to make an appropriation to fund the Native American achievement schools grant program and paraprofessional tuition assistance scholarship program and to declare an emergency.

1	Was read the first time and referred to the Committee on Education.
2 3	SB 10 Introduced by: The Committee on Appropriations at the request of the Board of Regents
4 5 6	FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to contract for the renovation and construction of an addition to Harding Hall on the campus of South Dakota State University and to make an appropriation therefor.
7	Was read the first time and referred to the Committee on Appropriations.
8 9	SB 11 Introduced by: The Committee on Appropriations at the request of the Board of Regents
10 11 12	FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to purchase land from the Dakota State University Foundation for the use and benefit of Dakota State University in Madison, to make an appropriation therefor, and to declare an emergency.
13	Was read the first time and referred to the Committee on Appropriations.
14 15	SB 12 Introduced by: The Committee on Appropriations at the request of the Board of Regents
16 17 18 19	FOR AN ACT ENTITLED, An Act to authorize the Board of Regents to sell certain extraneous real property in Brookings County and to deposit the proceeds with the state treasurer to be credited to a fund designated as the real property acquisition and capital improvement fund for South Dakota State University.
20	Was read the first time and referred to the Committee on Appropriations.
21 22	SB 13 Introduced by: The Committee on Retirement Laws at the request of the South Dakota Retirement System
23 24	FOR AN ACT ENTITLED, An Act to establish a new retirement benefit structure for certain public employees who are members of the South Dakota Retirement System.
25	Was read the first time and referred to the Committee on Retirement Laws.
26 27	SB 14 Introduced by: The Committee on Retirement Laws at the request of the South Dakota Retirement System
28	FOR AN ACT ENTITLED, An Act to revise certain administrative provisions and repeal

certain obsolete provisions concerning the South Dakota Retirement System.

29

- Was read the first time and referred to the Committee on Retirement Laws.
- 2 SB 15 Introduced by: The Committee on Retirement Laws at the request of the South
- 3 Dakota Retirement System
- 4 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the
- 5 membership of the South Dakota Investment Council.
- Was read the first time and referred to the Committee on Retirement Laws.
- 7 SB 16 Introduced by: The Committee on Appropriations at the request of the Department
- 8 of Agriculture
- 9 FOR AN ACT ENTITLED, An Act to increase fees for nursery inspection and to declare
- an emergency.
- Was read the first time and referred to the Committee on Appropriations.
- SB 17 Introduced by: The Committee on Appropriations at the request of the Department
- 13 of Agriculture
- FOR AN ACT ENTITLED, An Act to make an appropriation for costs related to
- suppression of wildfires in the state and to declare an emergency.
- Was read the first time and referred to the Committee on Appropriations.
- SB 18 Introduced by: The Committee on Appropriations at the request of the Department
- 18 of Agriculture
- 19 FOR AN ACT ENTITLED, An Act to make an appropriation from the coordinated natural
- 20 resources conservation fund to the State Conservation Commission and to declare an
- 21 emergency.
- Was read the first time and referred to the Committee on Appropriations.
- SB 19 Introduced by: The Committee on Judiciary at the request of the Department of
- 24 Social Services
- FOR AN ACT ENTITLED, An Act to revise certain mandatory reporting requirements
- for elder and disabled adult abuse and neglect.
- Was read the first time and referred to the Committee on Judiciary.

SB 20 Introduced by: The Committee on Health and Human Services at the request of the 1 2 Department of Social Services FOR AN ACT ENTITLED, An Act to revise certain provisions related to behavioral 3 4 health. 5 Was read the first time and referred to the Committee on Health and Human Services. SB 21 Introduced by: Senators Soholt, Haggar (Jenna), and Solano and Representatives 6 7 Rozum and Gibson at the request of the Jolene's Law Task Force 8 FOR AN ACT ENTITLED, An Act to define a child advocacy center for the purpose of 9 addressing child maltreatment. 10 Was read the first time and referred to the Committee on Judiciary. 11 SB 22 Introduced by: Senators Soholt, Haggar (Jenna), and Solano and Representatives 12 Rozum and Gibson at the request of the Jolene's Law Task Force FOR AN ACT ENTITLED, An Act to add emergency medical responders to the list of 13 mandatory reporters, and to update cross references in the section. 14 15 Was read the first time and referred to the Committee on Judiciary. 16 SB 23 Introduced by: The Committee on Agriculture and Natural Resources at the request of the Commissioner of School and Public Lands 17 18 FOR AN ACT ENTITLED, An Act to extend the time allowed for conditional land 19 exchanges. 20 Was read the first time and referred to the Committee on Agriculture and Natural Resources. 21 SB 24 Introduced by: The Committee on Judiciary at the request of the Office of the

- 22
- 23 Attorney General
- 24 FOR AN ACT ENTITLED, An Act to prohibit the sale of fetal body parts and to provide 25 a penalty therefor.
- 26 Was read the first time and referred to the Committee on Judiciary.

- SB 25 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General
- FOR AN ACT ENTITLED, An Act to revise certain provisions concerning forfeiture of property interests of persons convicted of certain crimes.
- Was read the first time and referred to the Committee on Judiciary.
- SB 26 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General
- FOR AN ACT ENTITLED, An Act to revise certain provisions concerning sex offender registration and to require an offender to notify of intended foreign travel.
- Was read the first time and referred to the Committee on Judiciary.
- SB 27 Introduced by: The Committee on Health and Human Services at the request of the Department of Health
- FOR AN ACT ENTITLED, An Act to revise certain personnel requirements for ambulance services and to repeal the hardship exemption.
- Was read the first time and referred to the Committee on State Affairs.
- SB 28 Introduced by: The Committee on Health and Human Services at the request of the Department of Health
- FOR AN ACT ENTITLED, An Act to require meningococcal immunization for school entry.
- Was read the first time and referred to the Committee on Health and Human Services.
- SB 29 Introduced by: The Committee on Health and Human Services at the request of the Board of Nursing
- FOR AN ACT ENTITLED, An Act to update the nurse practice act and to adopt a new Interstate Nurse Licensure Compact.
- Was read the first time and referred to the Committee on Health and Human Services.

1 2	SB 30 Introduced by: The Committee on Judiciary at the request of the Department of Corrections
3 4 5	FOR AN ACT ENTITLED, An Act to provide that Department of Corrections employees are excluded from concealed weapons permit requirements when on duty and acting under the color of authority.
6	Was read the first time and referred to the Committee on Judiciary.
7 8	SB 31 Introduced by: The Committee on Judiciary at the request of the Department of Corrections
9 10	FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the sentencing and supervision of prison inmates and parolees with suspended sentences.
11	Was read the first time and referred to the Committee on Judiciary.
12 13	SB 32 Introduced by: Senator Rusch and Representative Gosch at the request of the Code Commission
14	FOR AN ACT ENTITLED, An Act to codify legislation enacted in 2015.
15	Was read the first time and referred to the Committee on State Affairs.
16 17	SB 33 Introduced by: The Committee on Judiciary at the request of the Department of Public Safety
18 19	FOR AN ACT ENTITLED, An Act to revise certain provisions regarding chemical testing and revocations of driver licenses for persons under the age of twenty-one.
20	Was read the first time and referred to the Committee on Judiciary.
21 22	SB 34 Introduced by: The Committee on Transportation at the request of the Department of Public Safety
23 24	FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the chemical testing of commercial drivers.
25	Was read the first time and referred to the Committee on Transportation.

- SB 35 Introduced by: The Committee on Transportation at the request of the Department 1 2 of Public Safety
- FOR AN ACT ENTITLED, An Act to update references to certain federal motor carrier 3 4 regulations.
- 5 Was read the first time and referred to the Committee on Transportation.
- 6 SB 36 Introduced by: The Committee on Appropriations at the request of the Office of the 7 Secretary of State
- FOR AN ACT ENTITLED, An Act to revise certain fees and the allocation of fees 8 9 collected by the secretary of state, to make an appropriation therefor, and to declare an 10 emergency.
- 11 Was read the first time and referred to the Committee on Appropriations.
- 12 SB 37 Introduced by: The Committee on Commerce and Energy at the request of the State
- 13 **Plumbing Commission**
- 14 FOR AN ACT ENTITLED, An Act to adopt the 2015 edition of the Uniform Plumbing
- 15 Code.
- 16 Was read the first time and referred to the Committee on Commerce and Energy.
- 17 SB 38 Introduced by: The Committee on Commerce and Energy at the request of the 18
- Department of Labor and Regulation
- 19 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning bail 20 bondspersons.
- 21 Was read the first time and referred to the Committee on Commerce and Energy.
- 22 SB 39 Introduced by: The Committee on Commerce and Energy at the request of the
- 23 Department of Labor and Regulation
- 24 FOR AN ACT ENTITLED, An Act to revise certain provisions concerning fees for
- 25 sponsored captive insurance companies.
- Was read the first time and referred to the Committee on Commerce and Energy. 26

Board of Technical Professions FOR AN ACT ENTITLED, An Act to revise signature and seal requirements for of Technical Professions. Was read the first time and referred to the Committee on Commerce and Energy at the recent Board of Technical Professions FOR AN ACT ENTITLED, An Act to revise certain provisions related to the Technical Professions. Was read the first time and referred to the Committee on Commerce and Energy at the recent because of the International Professions. Was read the first time and referred to the Committee on Commerce and Energy at the recent because of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase certain fees for boxing, kick mixed martial arts competitions. Was read the first time and referred to the Committee on Commerce and Energy at the recent because of the International Professions at the request of the International Professions at the request of the International Professions and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the International Professions.		
of Technical Professions. Was read the first time and referred to the Committee on Commerce and Energy Board of Technical Professions FOR AN ACT ENTITLED, An Act to revise certain provisions related to the Technical Professions. Was read the first time and referred to the Committee on Commerce and Energy SB 42 Introduced by: The Committee on Commerce and Energy at the recommittee on Commerce and Energy Department of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase certain fees for boxing, kick mixed martial arts competitions. Was read the first time and referred to the Committee on Commerce and Energy SB 43 Introduced by: The Committee on Appropriations at the request of the of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O		SB 40 Introduced by: The Committee on Commerce and Energy at the request of the Board of Technical Professions
SB 41 Introduced by: The Committee on Commerce and Energy at the recommittee on Technical Professions FOR AN ACT ENTITLED, An Act to revise certain provisions related to the Technical Professions. Was read the first time and referred to the Committee on Commerce and Energy at the recommittee on Act to increase certain fees for boxing, kick mixed martial arts competitions. Was read the first time and referred to the Committee on Commerce and Energy at the recommittee on Commerce and Energy at the request of the Committee on Appropriations. Was read the first time and referred to the Committee on Appropriations. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O		FOR AN ACT ENTITLED, An Act to revise signature and seal requirements for the Board of Technical Professions.
Board of Technical Professions FOR AN ACT ENTITLED, An Act to revise certain provisions related to the Technical Professions. Was read the first time and referred to the Committee on Commerce and Energy at the recommendate of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase certain fees for boxing, kick mixed martial arts competitions. Was read the first time and referred to the Committee on Commerce and Energy at the recommendate of Labor and Regulation SB 43 Introduced by: The Committee on Appropriations at the request of the of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O	5	Was read the first time and referred to the Committee on Commerce and Energy.
Was read the first time and referred to the Committee on Commerce and Energy SB 42 Introduced by: The Committee on Commerce and Energy at the recent Department of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase certain fees for boxing, kick mixed martial arts competitions. Was read the first time and referred to the Committee on Commerce and Energy at the request of the of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O		SB 41 Introduced by: The Committee on Commerce and Energy at the request of the Board of Technical Professions
SB 42 Introduced by: The Committee on Commerce and Energy at the recommittee on Commerce and Energy at the request of the committee on Commerce and Energy at the request of the committee on Commerce and Energy at the request of the committee on Appropriations at the request of the committee on Appropriations at the request of the committee on Appropriations or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the Com		FOR AN ACT ENTITLED, An Act to revise certain provisions related to the Board of Technical Professions.
Department of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase certain fees for boxing, kick mixed martial arts competitions. Was read the first time and referred to the Committee on Commerce and Ene SB 43 Introduced by: The Committee on Appropriations at the request of the of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O	10	Was read the first time and referred to the Committee on Commerce and Energy.
mixed martial arts competitions. Was read the first time and referred to the Committee on Commerce and Ene SB 43 Introduced by: The Committee on Appropriations at the request of the of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O		SB 42 Introduced by: The Committee on Commerce and Energy at the request of the Department of Labor and Regulation
SB 43 Introduced by: The Committee on Appropriations at the request of the of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O		FOR AN ACT ENTITLED, An Act to increase certain fees for boxing, kickboxing, and mixed martial arts competitions.
of Labor and Regulation FOR AN ACT ENTITLED, An Act to increase the unemployment insurance failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O	15	Was read the first time and referred to the Committee on Commerce and Energy.
 failure to pay contributions or make reports. Was read the first time and referred to the Committee on Appropriations. SB 44 Introduced by: The Committee on Judiciary at the request of the O 		SB 43 Introduced by: The Committee on Appropriations at the request of the Department of Labor and Regulation
SB 44 Introduced by: The Committee on Judiciary at the request of the O		FOR AN ACT ENTITLED, An Act to increase the unemployment insurance penalty for failure to pay contributions or make reports.
J 1	20	Was read the first time and referred to the Committee on Appropriations.
22 Attorney General	21 22	SB 44 Introduced by: The Committee on Judiciary at the request of the Office of the Attorney General

FOR AN ACT ENTITLED, An Act to classify vehicular homicide as a crime of violence.

Was read the first time and referred to the Committee on Judiciary.

23

24

- SB 45 Introduced by: The Committee on State Affairs at the request of the Governor's Office of Economic Development
- FOR AN ACT ENTITLED, An Act to revise certain provisions of the building South Dakota fund programs.
- Was read the first time and referred to the Committee on State Affairs.
- SB 46 Introduced by: The Committee on Appropriations at the request of the Department of Labor and Regulation
- FOR AN ACT ENTITLED, An Act to revise the notice filing fee for open-end management companies from a variable level tiered structure to a flat fixed fee.
- Was read the first time and referred to the Committee on Appropriations.
- SB 47 Introduced by: The Committee on Appropriations at the request of the Department of Labor and Regulation
- FOR AN ACT ENTITLED, An Act to reduce the unemployment contribution rates for certain employers and to provide for an unemployment insurance administrative fee.
- Was read the first time and referred to the Committee on Appropriations.
- SB 48 Introduced by: The Committee on Appropriations at the request of the Bureau of Finance and Management
- FOR AN ACT ENTITLED, An Act to revise the General Appropriations Act for fiscal year 2016.
- Was read the first time and referred to the Committee on Appropriations.
- SB 49 Introduced by: The Committee on Appropriations at the request of the Office of the Secretary of State
- FOR AN ACT ENTITLED, An Act to revise certain fees collected by the secretary of state, to revise the allocation of fees, to make an appropriation for an online business
- 25 registration and filing system, and to declare an emergency.
- Was read the first time and referred to the Committee on Appropriations.

1 2	SB 50 Introduced by: The Committee on Appropriations at the request of the Bureau of Finance and Management
3 4	FOR AN ACT ENTITLED, An Act to revise the allocation of certain fees collected by the Department of Corrections.
5	Was read the first time and referred to the Committee on State Affairs.
6 7	SB 51 Introduced by: The Committee on Taxation at the request of the Department of Revenue
8	FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the use tax.
9	Was read the first time and referred to the Committee on State Affairs.
10 11	SB 52 Introduced by: The Committee on Taxation at the request of the Department of Revenue
12 13	FOR AN ACT ENTITLED, An Act to establish procedures for reporting federal tax changes for purposes of the bank franchise tax.
14	Was read the first time and referred to the Committee on Taxation.
15 16	SB 53 Introduced by: The Committee on Taxation at the request of the Department of Revenue
17 18	FOR AN ACT ENTITLED, An Act to revise certain provisions concerning the bank franchise tax.
19	Was read the first time and referred to the Committee on Taxation.
20 21	Sen. White moved that the Senate do now adjourn, which motion prevailed and at 12:42 p.m. the Senate adjourned.
22	Kay Johnson, Secretary
23	JOINT SESSION
24 25 26	Pursuant to the report of the Joint-Select Committee, the Senate convened with the House of Representatives in the House Chamber for the purpose of receiving a message from the Governor, Dennis Daugaard. The President of the Senate, Matt Michels, presided.

The following prayer was delivered by Pastor Sarah Goldammer, Pierre/Fort Pierre
Ministerial Association, Pierre, South Dakota:

3 Let us pray:

- Creator God, You created the world, and You guide and govern everything with order and love. Continue to look upon the Governor of South Dakota and fill him with the spirit of Your wisdom. We pray that He may execute the laws with justice and mercy.
- In the same way we ask that You look upon the men and women who are gathered here as representatives of the people. As they come with their hopes and concerns, may they always act in accordance with Your will and their decisions be for the peace and well-being of all.
- We pray for our judges, elected civil officials, and others who are entrusted to guard our political welfare. We ask that You would impart Your wisdom and strength upon them so that their actions and duties be carried out with honesty and ability.
- We also ask that You be with the citizens of South Dakota, that they would know You, Your peace, and enjoy all the blessings of this life. In Your name we pray. Amen.
- The Secretary of the Senate, Kay Johnson, called the roll of the Senate and the following members were present:
- 17 Bradford; Brown; Buhl O'Donnell; Cammack; Curd; Ewing; Fiegen; Greenfield, Brock;
- Haggar, Jenna; Haverly; Heineman, Phyllis; Heinert; Holien; Hunhoff, Bernie; Jensen, Phil;
- 19 Monroe; Novstrup, David; Olson; Omdahl; Otten, Ernie; Parsley; Peters; Peterson, Jim; Rusch;
- 20 Shorma; Soholt; Solano; Sutton; Tidemann; Tieszen; Van Gerpen; Vehle; White.
- The Chief Clerk of the House of Representatives, Arlene Kvislen, called the roll of the House and the following members were present:
- 23 Anderson; Bartling; Beal; Bolin; Brunner; Campbell; Conzet; Craig; Cronin; Deutsch; DiSanto;
- 24 Dryden; Duvall; Feickert; Gibson; Gosch; Greenfield, Lana; Haggar, Don; Harrison; Haugaard;
- 25 Hawks; Hawley; Heinemann; Holmes; Hunhoff, Jean; Hunt; Jensen, Alex; Johns; Killer;
- 26 Kirschman; Klumb; Langer; Latterell; May; McCleerey; Mickelson; Novstrup, Al; Otten,
- 27 Herman; Partridge; Peterson, Kent; Qualm; Rasmussen; Ring; Romkema; Rounds; Rozum;
- 28 Russell; Schaefer; Schoenbeck; Schoenfish; Schrempp; Sly; Soli; Solum; Stalzer; Steinhauer;
- 29 Stevens; Tulson; Verchio; Werner; Westra; Wiik; Willadsen; Wollmann; Zikmund; Speaker
- 30 Wink.
- Sen. Brown moved that a committee of three on the part of the Senate and a committee of four on the part of the House be appointed to escort the Honorable Dennis Daugaard,
- 33 Governor of the State of South Dakota, to the rostrum.
- Which motion prevailed and the President appointed as such committee Sens. Cammack,
- 35 Brown, and Sutton on the part of the Senate and Reps. Gosch, Westra, Hawley, and Bartling
- on the part of the House.

The Sergeant at Arms announced the arrival of the Honorable Dennis Daugaard, who was escorted to the rostrum.

- The Lieutenant Governor, Matt Michels, introduced the Honorable Dennis Daugaard, who delivered the State of the State Address.
- 5 Sen. Brown moved that the Joint Session do now dissolve.
- 6 Which motion prevailed.